

MANSFIELD TOWNSHIP COMMITTEE MEETING

December 11, 2013

This is a regular meeting of the Mansfield Township Committee. The notice requirements of the law have been satisfied for this meeting by notice to the Star-Gazette and the Express Times of the time, date and location thereof. Notice was also posted on the announcement board located in the Municipal Building.

Roll Call: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Salute to the flag was done by all.

APPROVAL OF THE MINUTES:

Mr. Watters made a motion to approve the minutes from the regular meeting held on November 13, 2013, which was seconded by Mr. Clancy.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

APPROVAL OF THE BILL LIST:

Mr. Watters made a motion to approve the bill list dated November 26, 2013 and the addendum, which was seconded by Mayor Tomaszewski.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

Mr. Watters made a motion to approve the bill list dated December 11, 2013 and the addendum which was seconded by Mr. Smith.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

CLERK'S REPORT:

Ms. Hrebenak stated that she has three new applications for the Mansfield Township PTA tricky tray and raffle to be held on March 7, 2013 and that she would need a motion to approve the applications.

Mr. Clancy made a motion to approve the Raffle applications for the Mansfield Township PTA, which was seconded by Mr. Watters.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

ACTING CFO REPORT:

Mr. Pandos asked about the committee's opinion for a lease versus purchase for a copier for the police department. The Lease cost is \$158.81 per month and \$41.00 per month for maintenance and the purchase cost would be \$8452.00 and a three year maintenance agreement for \$1476.00 The money would be in capital if we decide to purchase as opposed to lease otherwise it would be taken out of the annual budget.

Mayor Tomaszewski made a motion to lease the copier for the unit, which was seconded by Mr. Smith.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

Mr. Pandos stated that the contract is coming up for Honeywell in a couple of months they are looking at a 5% increase for the new contract which would be about \$300.00 and this year we would like to include the DPW building. Mr. Pandos stated that he and Mr. DiSessa will be meeting with Honeywell to go over some of the outstanding issues.

Mayor Tomaszewski asked Mr. Pandos to let the Committee know at the next meeting so that a motion can be made for the contract.

Mr. Pandos stated that he spoke to the COAH Administrator and we are still in limbo with what to do.

Mr. Pandos stated that there had been concerns that the volunteer firefighters needed to be covered under the Township's Health Insurance with the new Affordable Care Act. Mr. Pandos stated that he had spoken with our Broker and they assured him that being that we are under 50 employees and the volunteer firefighters do not work in excess of 30 hours. So this will not effect Mansfield.

ENGINEERS REPORT:

Mr. DiSessa stated that the advertisement will be going out for the Diamond Hill Road project and the ad will be going in the paper on December 20, 2013.

Mr. Watters made a motion to rebid the Diamond Hill project for receipt back on January 31, which was seconded by Mayor Tomaszewski.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

PRESENTATION:

Pete Summers, Warren County Board of Health, spoke to the Township Committee about the purposed shared service agreement for the Board of Health.

Mr. Summers gave the Township Committee a copy of the original agreement from 1978 which was a very simple

agreement.

Mr. Summers went through the fee schedule and the programs that they are looking to put into place.

Mr. Summers stated that the County is looking to license and collect the fees for the places that they inspect.

The Township Committee agreed that they would review the paperwork and make a decision if they will continue the Shared Service.

PUBLIC PORTION:

Cindy Korzukowski asked about the Citizen Involvement Applications and when the decisions will be made for the committees and commissions.

Mayor Tomaszewski explained that the decisions would be made and voted on January 1, 2014 at 12pm.

Donna Mulvihill asked about the snowstorm and why it took so long for the plowing to be completed there was no one on the road for a long period of time and the roads were a disaster. She stated that she is glad that this is being addressed with the part time snow plow people being brought in.

Donna Mulvihill asked about the letter that was supposed to go out to the parent that was cursing at Rich Bross and the letter has still not been received.

Donna Mulvihill asked when the decisions are made for the mayor and deputy mayor and the other committees.

Mr. Lavery explained that this has to happen in the first seven days of the year by statute, and that the Township Committee meets on January 1 at noon to appoint all of the open positions.

Michael Misertino stated that we should really speak to the benefits administrator to clarify what is to be considered employee. Mr. Misertino stated that there are over one million volunteer firefighters in the United States which represents the backbone of firefighting services. Mr. Misertino stated that with the Affordable Care Act there are a number Mr. Misertino stated that a call needs to be made to the benefits administrator at the IRS to find out what the definition is of an employee because this is what the decision is hinging on. Mr. Misertino stated that the Department of Labor and the IRS have two different definitions of the word employee and he believes that the basis for the Act will be defined by the IRS.

Mrs. Kocher explained that the call volume for the firefighters is not close to 29 or more hours per week.

Mayor Tomaszewski made a motion to enter into Executive Session at 8:12pm for a personnel matter and a contractual matter.

Return from Executive Session at 9:38pm.

Roll Call: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Mr. Lavery explained that in Executive Session there were a couple of items discussed recovery from Jersey grant, one personnel matter, a contractual matter, a contractual for property,

Mr. Clancy made a motion to authorize the Mayor to sign any paperwork necessary to obtain the Recovery for Jersey Grant, which was seconded by Mr. Smith.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

Mayor Tomaszewski made a motion to hire Robert Calvert as a Police Officer beginning January 1, 2014, which was seconded by Mrs. Kocher.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

Mayor Tomaszewski made a motion to authorize the Township Attorney to make the offer that was discussed in Executive Session for the Mount Bethel church purchase, which was seconded by Mr. Clancy.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

RESOLUTION:

RESOLUTION # 2013 –119
REFUND OF RECREATION REGISTRATION
TOWNSHIP OF MANSFIELD
WARREN COUNTY, STATE OF NEW JERSEY

WHEREAS, Gary Lavee paid via credit card twice in error on October 29, 2013 in the amount of \$ 130.00 for basketball with the Township of Mansfield, County of Warren,
WHEREAS, only one child will be participating in basketball,
NOW THEREFORE BE IT RESOLVED, that the Acting Chief Financial Officer be authorized to refund the amount of \$ 65.00 to Gary Lavee.

Mr. Clancy made a motion to approve the passage of Resolution 2013-119, which was seconded by Mr. Watters.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

RESOLUTION # 2013 –120
REFUND OF OUTSIDE EMPLOYMENT OF OFF-DUTY POLICE
TOWNSHIP OF MANSFIELD
WARREN COUNTY, STATE OF NEW JERSEY

WHEREAS, H & G Contractors, Inc. deposited \$ 2,353.00 for their Outside Employment of Off-Duty Police (quasi-public matters) account with The Township of Mansfield, County of Warren,
WHEREAS, there is a balance left of \$ 34.50 in their account and,
WHEREAS, The Town of Hackettstown Police Department covered a shift on September 17, 2013 and Mansfield Township has paid the Town of Hackettstown for this coverage,
NOW THEREFORE BE IT RESOLVED, that the Acting Chief Financial Officer be authorized to refund the amount of

\$ 34.50 to H & G Contractors, Inc.

Mr. Watters made a motion to approve the passage of Resolution 2013-120, which was seconded by Mr. Smith.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY

RESOLUTION # 2013 -121

TITLE: INSERTION OF SPECIAL ITEM OF REVENUE PURSUANT TO N.J.S.A. 40A:4-87, CHAPTER 159

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount,

SECTION 1,

NOW, THEREFORE BE IT RESOLVED that the Township of Mansfield, County of Warren, hereby requests the Director of the Division of Local Government Services to approve the increase of \$ 1,869.98 for an item of revenue in the budget of the year 2013 as follows:

Miscellaneous Revenues –

Revenue Offset with Appropriations – Body Armor Grant

Total with increase to be \$ 1,869.98

SECTION 2,

BE IT FURTHER RESOLVED that a like sum of \$ 1,869.98 be and the same is hereby appropriated under the caption of:

General Appropriations –

Public & Private Programs Offset by Revenues – Body Armor Grant

State Share \$ 1,869.98

Non State Share \$

Total with increase to be \$ 1,869.98

FURTHER RESOLVED that two certified copies of this resolution with a copy of the appropriate documentation be forwarded to the Division of Local Government Services.

Mayor Tomaszewski made a motion to approve the passage of Resolution 2013-121, which was seconded by Mr. Watters.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

RESOLUTION # 2013-122

LIEN REDEMPTION

TOWNSHIP OF MANSFIELD

WARREN COUNTY, STATE OF NEW JERSEY

WHEREAS, the Tax Collector of the Township of Mansfield has advised the Committee that the following property has been redeemed and the money due thereon paid to the Township of Mansfield Tax Collector;

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield this 11th day of December 2013 that payment is to be made to the certificate holder as noted:

US Bank-Cust For Pro Capital I, LLC
US Bank TLSC
2 Liberty Place
50 S. 16th Street, Suite 1950
Philadelphia, PA. 19102

Block 202 Lot 18.03
Certificate # 2012-02
\$ 24,926.34

Mr. Watters made a motion to approve the passage of Resolution 2013-122, which was seconded by Mr. Clancy.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

RESOLUTION # 2013-123
Return of Premium

TOWNSHIP OF MANSFIELD
WARREN COUNTY, STATE OF NEW JERSEY

WHEREAS, the Tax Collector of the Township of Mansfield has advised the Committee that the following property has been redeemed within five (5) years of the tax sale, and a premium of \$4,000 was paid at the time of the sale;

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield this 11th day of December 2013 that the \$4,000 premium is to be returned to the certificate holder as noted:

CERTIFICATE HOLDER	BLOCK/LOT	CERT #
US Bank-Cust for Pro Capital I, LLC	Block 202 Lot 18.03	2012-02
US Bank TLSC		
2 Liberty Place		
50 S. 16 th Street, Suite 1950		
Philadelphia, PA. 19102		

Mrs. Kocher made a motion to approve the passage of Resolution 2013-123, which was seconded by Mr. Smith.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

RESOLUTION # 2013-124
LIEN REDEMPTION

TOWNSHIP OF MANSFIELD
WARREN COUNTY, STATE OF NEW JERSEY

WHEREAS, the Tax Collector of the Township of Mansfield has advised the Committee that the following property has been redeemed and the money due thereon paid to the Township of Mansfield Tax Collector;

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield this 11th day of December 2013 that payment is to be made to the certificate holder as noted:

US Bank-Cust For Pro Capital I, LLC
US Bank TLSC
2 Liberty Place
50 S. 16th Street, Suite 1950
Philadelphia, PA. 19102

Block 1803 Lot 02
Certificate # 2013-12
\$ 1616.40

Mr. Watters made a motion to approve the passage of Resolution 2013-124, which was seconded by Mr. Clancy.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

RESOLUTION # 2013-125
Return of Premium

TOWNSHIP OF MANSFIELD
WARREN COUNTY, STATE OF NEW JERSEY

WHEREAS, the Tax Collector of the Township of Mansfield has advised the Committee that the following property has been redeemed within five (5) years of the tax sale, and a premium of \$13,500 was paid at the time of the sale;

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield this 11th day of December 2013 that the \$13,500 premium is to be returned to the certificate holder as noted:

CERTIFICATE HOLDER	BLOCK/LOT	CERT #
US Bank-Cust for Pro Capital III, LLC	Block 1803 Lot 02	2013-12
US Bank TLSC		
2 Liberty Place		
50 S. 16 th Street, Suite 1950		
Philadelphia, PA. 19102		

Mrs. Kocher made a motion to approve the passage of Resolution 2013-125, which was seconded by Mr. Smith.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

RESOLUTION # 2013-126
FOR TRANSFER OF FUNDS
TOWNSHIP OF MANSFIELD

WARREN COUNTY, STATE OF NEW JERSEY

WHEREAS, there are insufficient funds in some of the 2013 budget line items; and
WHEREAS, N.J.S.A. 40A:4-58 permits the transfer of funds from accounts with a surplus to cover such demands,
NOW, THEREFORE BE IT RESOLVED, (not less than two-thirds of all members thereof affirmatively concurring)
that the Acting Chief Financial Officer of Mansfield Township, County of Warren, State of New Jersey, is hereby
authorized to make the following transfers in accordance with the provision of this resolution:

CURRENT FUND

<u>Account:</u>	<u>From:</u>	<u>To:</u>
Revenue Admin. S/W	\$ 1,000.00	
Revenue Admin. O/E	\$ 1,810.00	
Engineering Services O/E	\$ 11,000.00	
Historical Sites O/E	\$ 300.00	
Planning Board O/E	\$ 500.00	
Code Enforcement O/E	\$ 870.00	
OEM O/E	\$ 1,295.00	
Streets & Roads S/W	\$ 3,700.00	
Recreation S/W	\$ 500.00	
Recreation O/E	\$ 1,300.00	
Tax Appeals	\$ 24,090.00	
Utility Expenses O/E	\$ 2,000.00	
Mayor & Council S/W		\$ 3,400.00
Financial Admin. S/W		\$ 965.00
Police S/W		\$ 39,200.00
Building & Grounds O/E		\$ 4,800.00
TOTALS	\$ 48,365.00	\$ 48,365.00

Mr. Smith made a motion to approve the passage of Resolution 2013-126, which was seconded by Mr. Watters.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

2013-127

RESOLUTION APPOINTING RISK MANAGEMENT CONSULTANT

WHEREAS, Township of Mansfield (hereinafter "Local Unit") has joined the Statewide Insurance Fund

(hereinafter "Fund"), a joint insurance fund as defined in N.J.S.A. 40A:10-36 *et seq.*; and

WHEREAS, the Bylaws require participating members to appoint a Risk Management Consultant, as those positions are defined in the Bylaws, if requested to do so by the "Fund"; and

WHEREAS, the Local Unit has complied with relevant law with regard to the appointment of a Risk management Consultant; and

WHEREAS, the "Fund" has requested its members to appoint individuals or entities to that position; and

NOW, THEREFORE, BE IT RESOLVED by the governing body of "Local Unit", in the County of Warren and State of New Jersey, as follows:

1. Township of Mansfield hereby appoints
D&H Alternative Risk Solutions its local Risk Management Consultant.
1. The Mayor (*authorized representative of the public entity*) and Risk Management Consultant are hereby authorized to execute the Risk Management Consultant's Agreement for the year 2014 in the form attached hereto.

Mrs. Kocher made a motion to approve the passage of Resolution 2013-127, which was seconded by Mr. Smith.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

2013-128

STATEWIDE INSURANCE FUND

RESOLUTION APPOINTING FUND COMMISSIONER

WHEREAS, Township of Mansfield (hereinafter "Local Unit") is a member of the Statewide Insurance Fund (hereinafter "Fund"), a joint insurance fund as defined in N.J.S.A. 40A:10-36 *et seq.*; and

WHEREAS, the Fund's Bylaws require participating members to appoint a Fund Commissioner;

NOW, THEREFORE, BE IT RESOLVED by the governing body of the that Dena Hrebenak is hereby appointed as the Fund Commissioner for the Local Unit for the year 2014; and

BE IT FURTHER RESOLVED that Chief Michael Reilly is hereby appointed as the Alternate Fund Commissioner for the Local Unit for the year 2013; and

BE IT FURTHER RESOLVED that the Local Unit's Fund Commissioner is authorized and directed to execute all such documents as required by the Fund. .

Mr. Watters made a motion to approve the passage of Resolution 2013-128, which was seconded by Mrs. Kocher.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

2013-129
2014 FUND YEAR
STATEWIDE INSURANCE FUND

RISK MANAGEMENT CONSULTANT'S AGREEMENT

THIS AGREEMENT entered into this 11th day of December 2013, among the Statewide Insurance Fund ("FUND"), a joint insurance fund of the State of New Jersey, Township of Mansfield ("MEMBER") and D&H Alternative Risk Solutions ("CONSULTANT") through a fair and open process, pursuant to N.J.S.A.19:44A-20.4.

WHEREAS, the CONSULTANT has offered to the MEMBER professional risk management consulting services as required by the Bylaws of the FUND; and

WHEREAS, the CONSULTANT has advised the FUND that he/she is familiar with the terms, conditions and operations of the FUND; and

WHEREAS, the MEMBER desires these professional services from the CONSULTANT; and

WHEREAS, the MEMBER has complied with relevant law in regard to the appointment of a Risk Management Consultant; and

WHEREAS, the Bylaws of the FUND require that members engage a CONSULTANT and that the CONSULTANT comply with certain requirements set forth therein.

NOW, THEREFORE, the parties in consideration of the mutual promises and covenants set forth herein, agree as follows:

- For and in consideration of the amount stated hereinafter, the CONSULTANT shall:
- assist in evaluating the MEMBER'S exposures and advise on matters relating to the Member's operation and coverage.
- explain to the MEMBER, or its representatives, the various coverages available from the FUND.
- explain to the MEMBER, or its representatives, the terms of the member's commitment and obligations to the FUND.
- explain to the MEMBER, or its representatives the operation of the FUND.
- prepare applications, statements of values, etc., on behalf of the MEMBER, if required by the FUND.
- review the MEMBER'S assessment and assist in the preparation of the MEMBER'S insurance budget.

- review losses and engineering reports and provide assistance to the MEMBER'S safety committee, if required.
- assist in the claims settlement process, if required, by MEMBER or FUND.
- attend the majority of meetings of the Fund Commissioners or Executive Committee, if requested, and perform such other services as required by the MEMBER or the FUND.
- comply with the obligations imposed upon Risk Managers in the FUND's Bylaws.
- act in good faith and fair dealing to the FUND.
- perform other duties for the FUND as may be required from time to time by the FUND.

2. In exchange for the above services, the CONSULTANT shall be compensated in the following manner:

- The CONSULTANT shall be paid by the FUND, on behalf of the MEMBER, a fee as compensation for services rendered. Said fee, an apportionment of the MEMBER's assessment: 6% of workers' compensation (excluding any fees, PLIGA, and loss ratio apportionment); 7.5% of all lines assessment (excluding any fees, PLIGA, and loss ratio apportionment); and 10% of Selective umbrella assessment (excluding fees, PLIGA and administrative expenses).
- The CONSULTANT shall be entitled to compensation for services provided during any calendar year only if the CONSULTANT has been appointed and holds the position of Risk Management Consultant, as of January 31 of the said calendar year for counties and municipalities holding general elections and July 30 for municipalities holding regular elections.
- For any insurance coverages authorized by the MEMBER to be placed outside the FUND, the CONSULTANT shall receive as compensation the normal brokerage commissions paid by the insurance company. The premiums for said policies shall not be added to the FUND's assessment in computing the fee set forth in 2(a).
- If the MEMBER shall require of the CONSULTANT extra services other than those outlined above, the CONSULTANT shall be paid by the MEMBER a fee at a rate to be negotiated by the parties.

1. The term of this Agreement shall be from January 1, 2014 to January 1, 2015. However, this Agreement may be terminated by either party at any time by mailing to the other thirty (30) days written notice, certified mail return receipt.
1. The CONSULTANT shall comply with all laws applicable to producers who provide insurance products to public entities and shall comply with all applicable statutes and regulations relating to joint insurance funds.
1. The CONSULTANT agrees to comply with all affirmative action laws applicable in accordance with Exhibit A and to submit all necessary documentation establishing compliance within seven (7) days of this Agreement.

Mrs. Kocher made a motion to approve the passage of Resolution 2013-129, which was seconded by Mr. Smith.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None
Abstain: None

RESOLUTION # 2013-130

A RESOLUTION TO PROVIDE FOR AND DETERMINE THE HOURLY WAGE FOR TOWNSHIP EMPLOYEES
BE IT RESOLVED, by the Township Committee of the Township of Mansfield, County of Warren, State of New Jersey
as follows:

The hourly wage for the following employees is as follows:

Part-Time Laborer/Snow Plow Driver	Andy Parks	\$20.00 Per Hour
Part-Time Laborer/Snow Plow Driver	Tim Norton	\$20.00 Per Hour
Part-Time Laborer/Snow Plow Driver	Stephen Hedges	\$20.00 Per Hour
Part-Time Laborer/Snow Plow Driver	Scott Cruts	\$20.00 Per Hour
Part-Time Laborer/Snow Plow Driver	Pete Appleby	\$20.00 Per Hour

Mayor Tomaszewski and Mr. Smith stated that Mr. Parks had said that he is not available this year and that Mr. Norton was not available last year, so why would we have him on the list this year.

Mayor Tomaszewski stated that he would like to have the part time people included in the mandatory drug testing.
Mayor Tomaszewski made a motion to table this resolution.

ORDINANCE

Capital Ordinance First Reading

ORDINANCE NUMBER – CA-2013-02 AN ORDINANCE OF THE TOWNSHIP OF MANSFIELD WARREN COUNTY, NEW JERSEY, APPROPRIATING \$2,500.00 FOR A MIG WELDER

WHEREAS, there is a need for a new mig welder to ensure the continuous operation of the Department of Public Works of the Township of Mansfield; and

WHEREAS, it has been recommend that a mig welder be purchased;

BE IT ORDAINED by the Township Committee of the Township of Mansfield, Warren County, New Jersey, as follows:

- The amount of \$ 2,500.00 is hereby appropriated from the Capital Improvement fund in the general capital fund.
- There is no debt incurred by this Ordinance.
- This ordinance shall take effect immediately after final passage, approval and publication as provided by law.

Mr. Watters made a motion to approve the introduction of CA2013-02, which was seconded by Mr. Clancy.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

ORDINANCE NO. 2013-18

AN ORDINANCE TO PROVIDE FOR AND DETERMINE THE SALARIES AND COMPENSATION FOR THE OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF MANSFIELD AND THE METHOD OF PAYMENT OF SUCH SALARIES AND COMPENSATION.

BE IT ORDAINED, by the Township Committee of the Township of Mansfield, County of Warren, State of New Jersey as follows:

The salaries ranges per annum of rates of compensation of the following officers and employees of the Township of Mansfield are determined to be as follows:

Patrolmen	\$40,000 - \$87,806
Sergeants	\$86,140 - \$93,240
Lieutenants	\$96,563 - \$88,494
Chief	\$102,000 - \$111,887
Call outs (Court)	\$55.00/hr

Mayor Tomaszewski made a motion to introduce Ordinance 2013-18, which was seconded by Mrs. Kocher.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

Second Reading

19-7.10 *Fees.*

All applicants for a development to a township agency shall pay to the administrative officer fees for the application made up of the following three components. A separate check, or other form of payment accepted by the township, shall be provided for each fee component.

- Filing fees to cover normal services required for processing all applications for development and to be paid at the time an application is filed;
- Escrow account deposits to reimburse the township for costs of engineering, planning and legal or other technical or professional reviews, research, reports and/or testimony connected with the review of the

application or deemed necessary by the township agency in order to assure compliance with state and township laws, ordinances, rules and regulations; and

- Construction inspection deposits to reimburse the township for the cost of engineering inspections to assure satisfactory completion of improvements to be installed. Where one application for development includes several approval requests, the sum of the individual required fees shall be paid.

The fees shall be as follows:

- Filing Fee. To be paid at the time an application is filed.
- Escrow Account Deposit. To be paid at the time an application is filed and subject to such additional payments as may be required pursuant to paragraph 16 below.

	<u>Filing Fee</u>	<u>Escrow Fee</u>
• Minor Subdivisions (Amend. Ord. 2006-32)		
Concept plat for review	\$ 100.00	\$ 500.00
Minor plat	200.00	1,500.00
• Major Subdivision (Amend. Ord. 01-94)		
Concept plat for review	\$ 200.00	\$1,000.00
Preliminary plat	1,000.00	200.00/Lot (\$2,000.00 Min)
Time extension of preliminary approval	500.00	none required
Amended preliminary major subdivision	200.00	1,500.00
Final plat	750.00	75.00/Lot (\$1,000.00 Min)
Time extension of final approval	500.00	none required
Amended final major subdivision	200.00	1,500.00
• Site Plans		
Concept plan for review – minor plan	\$ 50.00	
500.00		
Concept plan for review – major plan	100.00	
1,000.00		
Minor site plan	200.00	1,500.00
	<u>Filing Fee</u>	<u>Escrow Fee</u>
Preliminary major site plan	400.00	\$1,800.00/Acre or part thereof, plus \$85.00 du in the case of multi family units and/ or \$0.05/gross S.F. of bldg. area, in the case of non-residential buildings, min. \$2,000.00

Final major site plan	200.00	\$ 900.00/Acre or part thereof, plus \$50.00 du in the case of multi family units and/ or \$0.025/gross S.F. of bldg. area, in the case of non-residential buildings, min. \$1,000.00
Amended preliminary major and/or final major site plan	150.00	1,500.00
Time extension of preliminary major site plan approval	200.00	none required
Time extension of final major site plan approval	200.00	none required

- Variance Appeals, N.J.S.A. 40:55D-70a (Ord. 01-94) \$300.00 \$750.00
- Variance Interpretation N.J.S.A. 40:55D-70b
(Ord. 01-94) \$ 300.00 \$ 750.00

- Bulk Variances N.J.S.A. 40:55D-70c (Ord. 03-12)

First variance - Residential	\$ 250.00	\$1,000.00
First variance - Commercial	500.00	1,000.00
Each additional variance (residential & commercial)	50.00	200.00

- Use or "Special Reasons" Variance N.J.S.A. 40:55D-70d

(Ord. 03-12)

Residential	\$ 350.00	\$2,500.00
Commercial	750.00	2,500.00

- Building Permit Appeal N.J.S.A. 40:55D-36 (Ord. 01-94)\$ 300.00 \$ 750.00
- Conditional Use N.J.S.A. 40:55D-67(Ord. 03-12)

Residential	\$ 250.00	\$1,000.00
Commercial	500.00	1,000.00

(plus any other applicable site plan or subdivision fee)

- Other Applications (Ord. 01-94)

- N.J.S.A. 40:55D-68 Certifications of pre-existing

non-conforming use or structure	\$ 300.00	\$ 500.00
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- Any other unspecified application to Land Use

Board	\$ 200.00	\$ 300.00
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- Wireless telecommunications towers (Ord. 01-18)

No new tower proposed	\$1,000.00	\$2,500.00
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New tower proposed	3,000.00	5,000.00
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- The following fees shall be paid by the applicant by separate check to the Township at the time of passage of a resolution of subdivision approval by the Land Use Board of the Township of Mansfield for the cost of making updates and modifications to the tax maps of the Township of Mansfield relating to said applications:

- | | |
|------------------------------------|-------------|
| • Minor Subdivision – 2 to 3 lots: | \$ 300.00 |
| • 4 to 7 lots: | \$ 500.00 |
| • 8 to 12 lots: | \$ 800.00 |
| • 13 to 19 lots: | \$ 1,000.00 |
| • 20 or more lots: | \$ 1,500.00 |

(plus \$50.00 per lot in excess of 20 lots)

- All major subdivisions shall submit an electronic file of the subdivision, which shall be submitted at the time that the subdivision map is filed. Said file shall be in Autocad (.dwg or .dxf) format.
 - Payment of the fees required hereunder shall be an expressed condition of any subdivision approval granted by the Mansfield Township Land Use Board.
 - The requirement of the payment of a review deposit at time of filing may be waived by majority vote of the township agency if, upon a preliminary review of the application, and upon request of the applicant, it appears that there will be no need for the type of review contemplated by this subsection.

- In the event that the initial deposit made by an applicant is not sufficient to cover all technical/legal review costs of the application, or, if during the consideration of an application it becomes evident that a review deposit which was previously waived will be necessary, upon request by the township the applicant shall make such initial or further deposit or deposits as may be necessary to cover further technical/legal review costs. Pending payment of the initial or additional deposit, all time periods in the application process for action contemplated by Section 19-7.6 of these ordinances shall be tolled and no further action shall be taken before the municipal agency. Notice of the deficiency shall be provided to the municipal officials by the Clerk of the municipal agency involved, and such municipal professional shall cease work on projects for the application which is the subject of a deficient escrow. The municipal agency shall pass a resolution adjourning the application of the applicant pending payment of the initial or additional deposit contemplated herein and provide to the applicant notice that failure to pay the prescribed escrow fees will result in the application being denied without prejudice. The resolution shall state with particularity the status of the applicant's escrow balance, the estimated amount of additional deposit necessary as well as an explanation thereof and shall provide the applicant with notice that the application will be dismissed without prejudice at the next regular meeting of the municipal agency unless the escrow payment as requested in full is made. In the event an application is dismissed without prejudice under the terms and conditions hereof, the applicant shall be required to file a new application with payment of full fees subject, however to paragraph 15 of this section. In no event shall an application be "approved" subject to future payment of escrow fees. The finance office of the municipality shall monthly certify to the Clerk of the municipal agency the status of the escrow account of each applicant. At the commencement of each meeting upon a particular application, the municipal agency shall determine if the initial deposit or if additional deposits had been or need to be made and shall take such action as may be required in this section. (Ord. 03-94)

Mr. Watters made a motion to approve the passage of Ordinance 2013-17 and requested that the results be advertised, which was seconded by Mr. Clancy.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

COMMITTEE PERSON COMMENTS:

Mrs. Kocher stated that she has two packets with recreation vouchers and she would like permission to sign.

Mayor Tomaszewski made a motion for Mrs. Kocher to sign the purchase orders for Recreation, which was seconded by Mr. Smith.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

Mrs. Kocher motion to adjust the ordinance for calling of a special meeting so that it is in line with the Sunshine Act, which was seconded by Mr. Smith.

Ayes: Mr. Smith, Mr. Clancy, Mrs. Kocher

Nays: Mr. Watters, Mayor Tomaszewski

Absent: None

Abstain: None

Mrs. Kocher explained that she attended the meeting in reference to Warren Haven being privatized.

Mr. Clancy asked about the money that is being transferred and requested that we start resurfacing the roads.

Mayor Tomaszewski made a motion to adjourn at 9:56 pm.